IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

WP(C).No. 15903 of 2007(R)

PETITIONER:

SIVANI.C.,
AGRICULTURAL ASSISTANT,
KRISHI BHAVAN, PILICODE,
KASARAGOD DISTRICT.

BY ADV. SRI.S.P.ARAVINDAKSHAN PILLAY
SMT. N.SANTHA
SRI.PETER JOSE CHRISTO

RESPONDENTS:
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1. **PRINCIPAL AGRICULTURAL OFFICER,**
   KASARAGOD.

2. **K.SURESHAN,**
   AGRICULTURAL ASSISTANT,
   KRISHI BHAVAN, MADIKAL,
   KASARAGOD DISTRICT.

BY GOVERNMENT PLEADER SRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR,J.

WP(C)NO.15903 OF 2007-R

Judgment

The petitioner is presently working as Agricultural Assistant at Ernakulam. She has been posted there in 2000. While issuing Ext.P1 transfer order, she has been displaced from Pilicode to Madikai Krishi Bhavan and in her place, the second respondent is posted. Feeling aggrieved by the said transfer ordered as per Ext.P1, this Writ Petition is filed. The petitioner submits, she is a member of the Scheduled Caste, who contracted intercaste marriage and therefore, she is entitled to get protection from transfer. Other personal inconveniences resulting from the transfer are also highlighted.

2. The petitioner has completed almost seven years in the present station. Further, the re-shuffling is to a place in the very same district. This Court can interfere with a transfer, if the same is found to be illegal or vitiated by mala fides. A vague allegation that the transfer has been made to accommodate the second respondent, cannot be taken as a ground to interfere with the transfer. Accordingly, the Writ Petition fails and it is dismissed. But, this will not affect the right of the petitioner, if any, to represent against Ext.P1 in accordance with the transfer norms.

25.05.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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